

Appendix A

New language is in **blue**. Deletions are shown through **strikeouts**.

Arizona Supreme Court Rule 111

(c) Dispositions as Precedent. Memorandum decisions of Arizona courts shall not be regarded as precedent nor cited in any court except for (1) the purpose of establishing the defense of res judicata, collateral estoppel, or the law of the case, ~~or~~ (2) informing the appellate court of other memorandum decisions so that the court can decide whether to issue a published opinion, grant a motion for reconsideration, or grant a petition for review, or (3) persuasive value if issued on or after _____, _____. ~~Because a memorandum decision cited for its persuasive value is not precedent, it is not binding on any court of this state. A court need not distinguish or otherwise discuss a memorandum decision and~~ Notwithstanding the foregoing, a party has no duty to ~~research or cite it~~ a memorandum decision, but ~~any~~. Any party citing a memorandum decision pursuant to this rule must note in its citation that the decision is unpublished a memorandum decision and attach a copy of it to the motion or petition in which such decision is cited. This rule does not prohibit citation to unpublished federal district court or court of appeal opinions or opinions of other state courts. Those opinions may be cited as provided by the applicable rules of the issuing jurisdiction.

Arizona Rule of Civil Appellate Procedure 28

(c) Dispositions as Precedent. Memorandum decisions of Arizona courts shall not be regarded as precedent nor cited in any court except for (1) the purpose of establishing the defense of res judicata, collateral estoppel, or the law of the case, ~~or~~ (2) informing the appellate court of other memorandum decisions so that the court can decide whether to issue a published opinion, grant a motion for reconsideration, or grant a petition for review, or (3) persuasive value if issued on or after _____, _____. ~~Because a memorandum decision cited for its persuasive value is not precedent, it is not binding on any court of this state. A court need not distinguish or otherwise discuss a memorandum decision and~~ Notwithstanding the foregoing, a party has no duty to ~~research or cite it~~ a memorandum decision, but ~~any~~. Any party citing a memorandum decision pursuant to this rule must note in its citation that the decision is unpublished a memorandum decision and attach a copy of it to the motion or petition in which such decision is cited. This rule does not prohibit citation to unpublished federal district court or court of appeal opinions or

opinions of other state courts. Those opinions may be cited as provided by the applicable rules of the issuing jurisdiction.

Arizona Rule of Criminal Procedure 31.24

Memorandum decisions of Arizona courts shall not be regarded as precedent nor cited in any court except for (1) the purpose of establishing the defense of res judicata, collateral estoppel, or the law of the case, ~~or~~ (2) informing the appellate court of other memorandum decisions so that the court can decide whether to issue a published opinion, grant a motion for reconsideration, or grant a petition for review, or (3) persuasive value if issued on or after _____, _____. ~~Because a memorandum decision cited for its persuasive value is not precedent, it is not binding on any court of this state. A court need not distinguish or otherwise discuss a memorandum decision and~~ Notwithstanding the foregoing, a party has no duty to ~~research or cite it~~ a memorandum decision, but any. Any party citing a memorandum decision pursuant to this rule must ~~note in its citation that the decision is unpublished~~ a memorandum decision and attach a copy of it to the motion or petition in which such decision is cited. This rule does not prohibit citation to unpublished federal district court or court of appeal opinions or opinions of other state courts. Those opinions may be cited as provided by the applicable rules of the issuing jurisdiction.